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April 4, 2022

The Honorable Jesse M. Furman
United States District Judge
Southern District of New York
Thurgood Marshall United States Courthouse
40 Foley Square
New York, NY 10007

Re: *United States v. Donnell Smith*, 20-CR-00349 (JMF)

Dear Judge Furman:

I am counsel appointed under the Criminal Justice Act for the defendant Donnell Smith in the case referenced above. On behalf of Mr. Smith, we respectfully submit this letter to request that Mr. Smith's sentencing (currently scheduled for 4 p.m. on April 11, 2022) be adjourned to a date on or after April 20, 2022 but before April 28, 2022. We sincerely apologize for the delay in our correspondence as we were waiting to get further information from our client's treatment program regarding his estimated release date before writing to the Court. We apologize as well as for any inconvenience the delay may have caused the Court.

The requested adjournment will allow Mr. Smith to train as a peer coach at Samaritan Daytop Village's Veteran's Residential Treatment Program, where he is currently a resident in treatment for substance abuse and addiction. I believe that the fact that Samaritan House wants Mr. Smith to serve as a peer coach is a testament to the progress he has made in his treatment. Serving as a peer coach will allow him to build on that progress while helping others and there is the possibility that it may also lead to an offer of full-time employment.

Mr. Smith's period of supervised release expires on April 27, 2022. Upon consultation with the United States Probation Office, which consulted with Mr. Smith's counselors at Samaritan Daytop Village, we believe that Mr. Smith would be best served emotionally and mentally (and his recovery therefore best supported) if his sentencing occurs before his supervised release ends. We further believe, in light of Mr. Smith's hard work and

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success, that extending supervision is not in Mr. Smith's nor the government's interest. Although Mr. Smith's counselors cannot at present provide a certain date for his discharge, the current hope is that he will complete the program sometime in mid-June.

Accordingly, we respectfully request that his sentencing be adjourned to a date on or after April 20, 2022 but before April 28, 2022. The parties jointly and respectfully suggest April 20-22 or April 25.

I have consulted with Assistant United States Attorney Danielle Kudla who consents to this request.

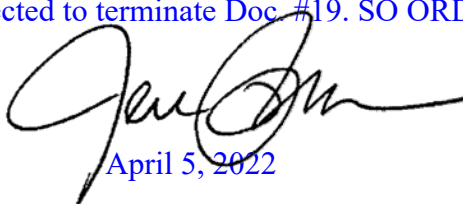
Respectfully Submitted,

/s/ Victor L. Hou

Victor L. Hou

cc: Danielle Kudla, Assistant United States Attorney (via ECF)
Lauren Blackford, United States Probation Office

Application GRANTED. Unfortunately, the Court is unavailable on the parties' preferred dates. Accordingly, the proceeding is hereby ADJOURNED to April 26, 2022, at 10:45 a.m.. The Clerk of Court is directed to terminate Doc. #19. SO ORDERED



April 5, 2022